

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4

Applicant(s) : Tetsuo Sumida  
Serial No. : 09/600,047  
For : DATA MULTIPLEXING APPARATUS AND  
DATA MULTIPLEXING METHOD AND DATA  
TRANSMITTING APPARATUS  
Int'l Application No. : PCT/JP99/06332  
Int'l Filing Date : 11/12/99

745 Fifth Avenue  
New York, NY 10151

**RECEIVED**

04 APR 2001

**Legal Staff  
International Division**

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Date of Deposit: March 30, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

Charles Jackson  
(Typed or printed name of person mailing paper or fee)

Charles Jackson  
(Signature of person mailing paper or fee)

**PETITION UNDER 37 C.F.R. 1.181 TO REMOVE NOTICE OF ABANDONMENT  
AND REQUEST REMAILING OF NOTIFICATION OF MISSING REQUIREMENTS**

**Petitions Office**  
Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This is a petition to request removal of Notice of Abandonment that issued on March 8, 2001 and to request the re-mailing of the Notification of Missing Requirements which

purportedly issued on August 9, 2000 in the above-mentioned Application, but was never received by the Applicant's Representative.

Applicant's representative first came to know about the issuance of the subject Notification of Missing Requirements on March 12, 2001, when the Notice of Abandonment was received in the mail with a mailing date of March 8, 2001.

Upon receipt of the above-mentioned Notice of Abandonment, I personally examined our file of this application, but no Notification of Missing Requirements was found therein. In fact, except for the Notice of Abandonment, the only correspondence received from the Patent and Trademark Office (PTO) for this application was the postcard return receipt assigning U.S. Serial Number 09/600,047 to it. Petitioner verily believes that said Notification of Missing Requirements, if mailed, was not received by Petitioner.

In addition, a copy of the log of all incoming mail from the PTO with a mailing date of August 9, 2000 is enclosed as evidence that Applicant's attorney never received said Notification of Missing Requirements for Serial No. 09/600,047. It is the practice of this law firm to docket each and every piece of mail that is received from the Patent Office by its mailing date. As can be seen from the enclosed log there is no entry in our docketing system for Application Serial No. 09/600,047 for August 9, 2000.

Prompt action has been taken pursuant to 37 C.F.R. 1.8(b).

Petitioner respectfully requests that the abandonment be removed from this application and the Notification of Missing Requirements be remailed and the term for responding to said Notice be reset with the mailing of said Notice.

Please change any fees that may be needed in connection with this Petition to  
Deposit Account no. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

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AppINumber	ActionType	PTO/Base Date
08/635967	US-APPEAL BRIEF	8/9/00
09/370710	US-3MON. ACTION	8/9/00
09/173116	US-1 MO. RESP	8/9/00
08/939566	US-3MON. ACTION	8/9/00
09/121417	US-FINAL R116	8/9/00
09/121417	US-FINAL N/APP	8/9/00
09/319606	US-1 MO. RESP	8/9/00
08/684275	US-ALLOWANCE	8/9/00
08/684275	US-ALLOWABILITY	8/9/00
09/574616	US-MISSG PT-FLG	8/9/00
08/493758	US-ALLOWANCE	8/9/00
09/573791	US-MISSG PT-FLG	8/9/00